(5) (1)

CF 100 2

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

W.P. (C) No. 3210 OF 2007

Petitioner :: Smt. Sheela, D/o. Raja Ram and W/o. Dhananjay Singh Rajpoot, aged about 42 years, R/o. Beside Bridge No.2, near Rajesh Tent House, Ward No.61, Maroda Tank, Bhilai, District Durg (C.G.) President of Sulabh Prathmik Sahkari Upbhokta Bhandar Maryadit, Ward No.61, Maroda Tank, Bhilai, District Durg (C.G.)

3800/12 Service Stamp 7.15.07

Versus

Respondents 1) State of Chhattisgarh Through Secretary- Department of Civil Supply, DKS Bhavan, Mantralaya, Raipur (C.G.)

2) Sub Divisional Officer (Revenue), Sub Division (Food), District Durg (C.G.)

3) Collector (Food), District Durg (C.G.)

RECEIVED-COPY 7.15.07 CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI ETC.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(36)

मामला क्रमांक W.P.(P.R.) 3800 सन् 2007

W.P.(C) 3210/07

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

23.5.2007

Shri Uttam Pandey, counsel for the petitoner.

Shri V.V.S.Murthy, Dy. Adovcate General for the State.

Heard.

Office has raised an objection that the petitioner is a Society, represented by its President, therefore, a list of members of the Society should be produced and each member shall pay a separate Court fee.

A perusal of the petition would show that the petitioner is Smt. Sheela D/o Raja Ram and it is not a Society, rather she is the President of the said society as per the averments of the petition, therefore, the default appears to be incorrect.

The same stands removed.

The petition be registered as a regular writ petition.

Learned counsel for the petitioner submits that he has claimed a very limited relief i.e. the application dated 19.4.2005 (Annexure P-2), which is pending for consideration before the concerned authority and is in relation to allotment of the Fair Price Shops, should be disposed of at the earliest, preferably within a period of 30 days, as the same has not been disposed of so far.

This limited prayer is not opposed by the State counsel. However, his submission is that the application

GRPRJ — FS/246— 2/2007 — 50,000.

(37)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WPC PR 3800 सन् 2007

W.P.(C) 3210/07

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

appears to be filed on 19.4.2005 and it may have been dipsoed of by now.

The apprehension appears to be genuine.

In the facts and circumstances of the case, the petition is finally disposed of with a direction that if the application, Annexure P-2 has not been decided so far, that shall be decided within a period of 30 days from the date of production of certified copy of this order before the concerned authority along with the copy of this writ petition.

If the application has already been diposed of, this direction will have no force against the authority concerned.

The petition stands finally disposed of.

In view of the above, I.A.No.03 for hearing the case during summer vacation and I.A.No.04 for urgent hearing stand disposed of.

Certified copy as per rules.

Sd/-
Sunil Kumar Sinha
Judge

sunita